

**United States Environmental Protection Agency
Criminal Investigation Division
Investigative Activity Report**

Case Number

0500-0614

Case Title:

Village of Crestwood, IL

Reporting Office:

Chicago, IL, Area Office

Subject of Report:

Burke Engineering search warrant interview of (b) (7)
(b) (7)

Activity Date:

June 25, 2009

Copies to:

Related Files:

Reporting Official and Date:

(b) (7)(C) SA
09-JUL-2009, Signed by: (b) (7)(C) SA

Approving Official and Date:

(b) (7)(C) SAC
10-JUL-2009, Approved by: (b) (7)(C) SAC

SYNOPSIS

06/25/2009 - On June 25, 2009 (b) (7)(C), a design engineer at Burke Engineering, was interviewed during a search warrant at Burke Engineering in Orland Park, Illinois. (b) (7) stated (b) was directed to fill out the 2008 LMO report for Crestwood by (b) (7)(C) and (b) (7)(C) (Phonetic) the same way they had been completed in past years based on the information provided by Crestwood and complete the LMO report the way Crestwood wants it done.

DETAILS

On June 25, 2009, this reporting agent, Special Agent (b) (7)(C), along with Special Agent (b) (7)(C), interviewed (b) (7)(C) (b) (7)(C), (b) (b) (7)(C) Chicago, IL, SSN: (b) (7)(C), Phone: (b) (7)(C) Cell (b) (7)(C) DOB (b) (7)(C). The interview took place at Burke Engineering during a search warrant.

Special Agent (b) (7)(C) and Special Agent (b) (7)(C) showed (b) (7) EPA-CID credentials and began the interview. (b) (7) was informed by SA (b) (7)(C) that (b) was free to leave if (b) chose, was not under arrest, and the interview was voluntary.

(b) (7) stated (b) had been working as a design engineer at Burke Engineering since June of 2000 and has been licensed as an engineer since 2005. (b) stated that (b) reports to the (b) (7)(C) and mainly works on private sector projects and commercial development. (b) (7)(C) stated (b) did some review for a commercial development at Crestwood.

(b) (7) stated (b) was asked to fill out the 2008 LMO forms by (b) (7)(C) or (b) (7)(C) (Phonetic) and complete the forms the same way they were filled out the year before based on the information provided by Crestwood. (b) (7) stated (b) sent the report to the Crestwood Director of

This document contains neither recommendations nor conclusions of the EPA.
It is the property of the EPA and is loaned to your agency;
it and its contents are not to be distributed outside your agency.

**United States Environmental Protection Agency
Criminal Investigation Division
Investigative Activity Report**

Case Number

0500-0614

Public Works (b) (7)(C) (Phonetic). (b) (7) stated (b) did not disclose the use of the well on the 2008 LMO report and did not feel (b) was putting false information in the report at the time.

(b) (7)(C) stated (b) (7)(C) and (b) (7)(C) (Phonetic) were the two people most involved with the Crestwood work. (b) (7) stated Burke Engineering does the LMO report for the Village of Crestwood and that most of those reports were done before (b) time at Burke. (b) (7) stated (b) did exclude the well numbers on the 2008 LMO report because that is what was done in previous years. (b) (7)(C) stated it was not (b) decision to disclose the well use it was Crestwood's. (b) (7) stated the information is supplied by Crestwood and Burke Engineering would fill out the report the way Crestwood wanted them to fill it out. (b) (7) stated again that it was (b) (7)(C) or (b) (7)(C) that told (b) to fill out the report the same way it had been done in the past and not disclose the well usage. (b) (7) stated that a special point was made to not include the well numbers in the report but does not remember if it was (b) (7)(C) or (b) (7)(C) that told (b) .

(b) (7) stated that all records were kept at Burke Engineering and were not stored at another location.

(b) (7) stated the only knowledge (b) had of the use of the well by Crestwood was from the news media. (b) (7) stated (b) had conversations at lunch about the investigation at Crestwood with (b) (7)(C) after the news story about the Crestwood search warrant. (b) (7) stated (b) was concerned about the whole situation after the Crestwood search warrant and (b) knew (b) (7)(C) was concerned too but there was no talk about criminal liability at Burke Engineering. (b) (7)(C) stated that after the news story came out (b) was concerned about (b) involvement with the Crestwood LMO report.

When asked about the two sets of records for Crestwood with and without the well information included, (b) (7)(C) stated (b) did not want to answer questions about that. (b) (7) decided to continue talking and stated (b) was not directed to not report water use from the Crestwood well on the LMO report and does not remember a specific conversation where (b) was directed to not use the well information. However, (b) (7)(C) stated if the well information was not in the report then (b) must have been directed to not include it. (b) (7) stated that two sets of records were not done for the 2008 report (b) worked on for Crestwood that was sent to the IEPA and that (b) was not aware of two reports being completed in the past.

This document contains neither recommendations nor conclusions of the EPA.
It is the property of the EPA and is loaned to your agency;
it and its contents are not to be distributed outside your agency.

**United States Environmental Protection Agency
Criminal Investigation Division
Investigative Activity Report**

Case Number

0500-0614

(b) (7) stated (b) (7)(C) now works for the Will County Land use Department.

(b) (7) was asked about (b) conversations at Burke about chemicals or vinyl chloride in the Crestwood well by SA (b) (7)(C) and (b) (7) stated (b) did not want to answer any more questions without an attorney.

SA (b) (7)(C) thanked (b) (7)(C) for (b) cooperation and told (b) (7)(C) (b) was free to leave at any time.

Approximately one hour after the interview (b) (7)(C) approached SA (b) (7)(C) and SAC (b) (7) in the hallway and stated (b) did not believe the Village of Crestwood provided (b) (7) with records relating to the use of the well for purposes of the 2008 LMO report. As a result, (b) (7)(C) stated that (b) did not believe (b) had been directed by anyone at Burke not to include information related to well use in the 2008 LMO report.

This document contains neither recommendations nor conclusions of the EPA.
It is the property of the EPA and is loaned to your agency;
it and its contents are not to be distributed outside your agency.